

IN THE SUPREME COURT OF THE STATE OF DELAWARE

DARRYL E. DOUGLAS,	§
	§
Defendant Below-	§ No. 96, 2009
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for Sussex County
	§ Cr. ID 0309000027A
Plaintiff Below-	§
Appellee.	§

Submitted: April 16, 2009

Decided: June 2, 2009

Before **HOLLAND, BERGER**, and **JACOBS**, Justices.

ORDER

This 2nd day of June 2009, after careful consideration of appellant's opening brief and the State's motion to affirm, we find it manifest that the judgment below should be affirmed on the basis of the Superior Court's well-reasoned decision dated February 12, 2009. The Superior Court did not err in concluding that appellant's motion for postconviction relief was time-barred and previously adjudicated and that appellant had failed to overcome these procedural hurdles.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Carolyn Berger
Justice